

**MARION BOARD OF HEALTH**  
**Meeting Minutes**  
**January 26, 2016**

**MEMBERS PRESENT:** Albin R. Johnson III, Chairman  
Elizabeth S. Dunn, RN, Vice Chairman  
John B. Howard, Clerk  
Karen A. Walega, Health Director

**OTHERS PRESENT:** Bob Collett, Director, Cape Cod Regional Tobacco Control Prgm.  
Kathy Wilbur, Program Manager, Southeast Tobacco Free  
Community Partnership

The meeting was called to order at 5 p.m.

Reviewed correspondence

**Public Hearing - Proposed Marion Sanitary Code Regulation “Restricting the Sale of Tobacco Products and Nicotine Delivery Products”.**

The public hearing notice was read into record by Mr. Johnson, Chairman. Mr. Collett, Director of the Cape Cod Regional Tobacco Control program reviewed discussions with the Board about the possibility to increase the legal age to sell tobacco and nicotine delivery products in the town of Marion which would be in accordance with approximately 90 other communities that have done so in MA. They have also discussed the prohibition of sale of blunt wraps which are primarily used as drug delivery devices by the users and sold in various flavors. He commended the Board on their decision to consider the adoption of these two provisions to their regulations along with the inclusion of prohibition on the use of electronic cigarettes in places that already prohibit the use of other nicotine delivery and tobacco products such as indoor public places and all workplaces which is consistent with MA state law since July 2004. Mr. Johnson asked if there was anyone present to speak in opposition to the Marion Board of Health regulations. There were none so Mr. Johnson moved to adopt the two provisions, prohibiting smoking in workplaces and public places and the regulation of the Marion Board of Health restricting the sale of nicotine delivery products to youngsters under 21 effective March 1, 2016 and Mrs. Dunn seconded. VOTE: 3-0-0

**Discussion – Meeting Minutes**

Mrs. Dunn moved to approve the minutes of January 12, 2016 and Dr. Howard seconded.  
VOTE: 3-0-0

**Discussion – Update on 291 Wareham Street**

Ms. Walega spoke to the owner, he has put in a foundation for a barn which will be built later this year and it will have a bathroom in it. He will also put in a security camera.

**Discussion – Emergency Shelter Operations Drill**

Ms. Walega informed the Board that the Marion Rochester MRC units have scheduled an emergency shelter operations drill on Thursday, January 28, 2016 from 6:30-8 pm at Sippican School.

Mr. Johnson moved to adjourn the meeting at 5:30 p.m. and Dr. Howard seconded.

VOTE: 3-0-0.

Respectfully submitted,

John B. Howard, MD, Clerk

List of Items Submitted:

Second letter regarding complaint at 291 Wareham Street

DEP conditional approval letter at Carver-Marion-Wareham Landfill

Letter of support from Dr. Winickoff and Dr. Hartman to raise the minimum age to purchase tobacco to 21 years

Article that Boston raises minimum sales age for tobacco to 21

Draft Meeting Minutes of January 12, 2016

Emergency Shelter Operations Training Drill flyer

Public Hearing notice – Proposed Marion Sanitary Code Regulation “Restricting the Sale of Tobacco Products and Nicotine Delivery Products”.

---